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PER L.R. IA 11-1(b)

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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

BANK OF AMERICA, N.A.,

Plaintiff,

vs.

NORTH AMERICAN TITLE INSURANCE
COMPANY,

Defendant.

Case No.: 2:21-cv-00313-JCM-NJK

**JOINT STIPULATION TO EXTEND
STAY OF CASE**

(SECOND REQUEST)

Defendant North American Title Insurance Company (“NATIC”), on the one hand, and plaintiff Bank of American, N.A. (“BANA”), on the other hand, hereby stipulate and agree as follows:

This is one of many actions pending before the Nevada state and federal courts involving a Lender’s alleged entitlement to coverage under a title insurance policy following an HOA foreclosure sale. BANA filed this specific action in Nevada’s Eighth District Court on February 23, 2021, and NATIC removed this case to the United States District Court on February 24, 2021;

As set forth in the Parties’ stipulation to stay this case (ECF No. 8), BANA and NATIC had entered into global settlement negotiations to discuss the resolution of approximately 100 similar title insurance claims;

The District Court granted the Parties’ stipulation on April 16, 2021 (ECF No. 9);

1 The District Court thereafter extended the stay on September 15, 2021 (ECF No. 14);

2 On September 30, 2021, the Parties submitted a second joint status report to the District
3 Court (ECF No. 15) regarding their ongoing settlement negotiations, wherein the Parties noted
4 that BANA on September 10, 2021 provided NATIC with a global settlement demand after
5 internally evaluating of the individual claims at issue in the global settlement discussions;

6 As also set forth in that second joint status report, NATIC is now in the process of
7 evaluating those claims (in light of the global demand and the information provided therein), and
8 formulating an appropriate response;

9 **NOW THEREFORE**, BANA and NATIC hereby **STIPULATE** and **AGREE** as follows,
10 subject to the approval of the District Court:

- 11 1. The action shall remain **STAYED**.
12 2. The Parties shall provide the District Court with a further, joint status update ninety
13 (90) days after entry of the order on this stipulation.
14 3. In the event this matter does not settle, the parties will submit a proposed scheduling
15 order to the Court.

16 Dated: October 7, 2021

SINCLAIR BRAUN LLP

17 By: /s/-Kevin S. Sinclair
18 KEVIN S. SINCLAIR
19 Attorneys for Defendant
20 NORTH AMERICAN TITLE INSURANCE
COMPANY

21 Dated: October 7, 2021

WRIGHT, FINLAY & ZAK, LLP

22 By: /s/-Lindsay D. Dragon
23 LINDSAY D. DRAGON
24 Attorneys for Plaintiff
BANK OF AMERICA, N.A.

25 **IT IS SO ORDERED.**

26 Dated October 13, 2021.

27 James C. Mahan
28 JAMES C. MAHAN
UNITED STATES DISTRICT JUDGE